

§ 243.9

(11) A description, at a high level, of the covered company's resolution strategy, covering such items as the range of potential purchasers of the covered company, its material entities and core business lines.

(d) *Confidential treatment of resolution plans.* (1) The confidentiality of resolution plans and related materials shall be determined in accordance with applicable exemptions under the Freedom of Information Act (5 U.S.C. 552(b)) and the Board's Rules Regarding Availability of Information (12 CFR part 261), and the Corporation's Disclosure of Information Rules (12 CFR part 309).

(2) Any covered company submitting a resolution plan or related materials pursuant to this part that desires confidential treatment of the information under 5 U.S.C. 552(b)(4), the Board's Rules Regarding Availability of Information (12 CFR part 261), and the Corporation's Disclosure of Information Rules (12 CFR part 309) may file a request for confidential treatment in accordance with those rules.

(3) To the extent permitted by law, information comprising the Confidential Section of a resolution plan will be treated as confidential.

(4) To the extent permitted by law, the submission of any nonpublic data or information under this part shall not constitute a waiver of, or otherwise affect, any privilege arising under Federal or state law (including the rules of any Federal or state court) to which the data or information is otherwise subject. Privileges that apply to resolution plans and related materials are protected pursuant to Section 18(x) of the FDI Act, 12 U.S.C. 1828(x).

§ 243.9 Enforcement.

The Board and Corporation may jointly enforce an order jointly issued by the Board and Corporation under §§ 243.6(a) or 243.6(c) of this part. The Board, in consultation with the Corporation, may take any action to address any violation of this part by a covered company under section 8 of the Federal Deposit Insurance Act (12 U.S.C. 1818).

12 CFR Ch. II (1–15 Edition)

PART 244—CREDIT RISK RETENTION (REGULATION RR) (Eff. 2-23-15)

Subpart A—Authority, Purpose, Scope and Definitions

Sec.

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244.7 Commercial mortgage-backed securities.

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244.15 Qualifying commercial loans, commercial real estate loans, and automobile loans.

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244.19 General exemptions.

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244.22 Periodic review of the QRM definition, exempted three-to-four unit residential mortgage loans, and community-focused residential mortgage exemption.

AUTHORITY: 12 U.S.C. 221 *et seq.*, 1461 *et seq.*, 1818, 1841 *et seq.*, 3103 *et seq.*, and 15 U.S.C. 78o–11.

SOURCE: 79 FR 77740, 77764, Dec. 24, 2014, unless otherwise noted.

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